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OFFICE OF PETITIONS

In re Application of :
Noguchi, Terada, Ohashi, and :
Komazaki : DECISION ACCORDING STATUS
Application No. 10/668,379 : UNDER 37 CFR 1.47(a)
Filed: 24 September, 2003 :
Attorney Docket No. OKI 377 :
:

This is in response to the renewed petition under 37 CFR 1.47(a)¹ filed on 17 November, 2004.

The petition is **GRANTED**.

Petitioners have shown that the non-signing inventor, Satoshi Terada, has refused to join in the filing of the above-identified application after having been sent a copy of the application papers. Specifically, petitioners have established, via the statement of facts by Fumitaka Yokoyama that a copy of the application was sent to the non-signing inventor, and have presented a copy of the cover letter. However, the non-signing inventor has failed to return an executed declaration listing him as a joint inventor along with Kazuahige Noguchi, Wataru Ohashi, and Tomokazu Komazaki.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the

¹A grantable petition under 37 CFR 1.47(a) requires:

- (1) proof that the non-signing inventor cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings);
- (2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116;
- (3) the petition fee; and
- (4) a statement of the last known address of the non-signing inventor.

address given in the Declaration. Notice of the filing of this application will also be published in the Official Gazette.

After this decision is mailed, the application will be forwarded to Technology Center 2817 for examination in due course.

Telephone inquiries related to this decision should be directed to the undersigned at 571-272-3231.



Douglas I. Wood
Senior Petitions Attorney
Office of Petitions



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Satoshi Terada
5-18-36 Konandai Konan-ku Yokohama-shi
Kangawa 234-0054
JAPAN

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OFFICE OF PETITIONS

In re Application of
Noguchi et al.
Application No. 10/668,379
Filed: 24 September, 2003
For: SURFACE ACOUSTIC WAVE FILTER WITH ATTENUATION POLES

Dear Mr. Terada:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to the undersigned at 571/272-3231. Requests for information regarding your application should be directed to the File Information Unit at 703/308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at 703/308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

Douglas I. Wood
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Office of Petitions

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